

SECOND REGULAR SESSION

[PERFECTED]

# HOUSE BILL NO. 1608

## 94TH GENERAL ASSEMBLY

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INTRODUCED BY REPRESENTATIVE ERVIN.

Read 1st time January 10, 2008 and copies ordered printed.

Read 2nd time January 14, 2008 and referred to the Special Committee on Government Affairs January 24, 2008.

Reported from the Special Committee on Government Affairs February 19, 2008 with recommendation that the bill Do Pass by Consent. Referred to the Committee on Rules pursuant to Rule 25(21)(f).

Reported from the Committee on Rules February 21, 2008 with recommendation that the bill Do Pass by Consent with no time limit for debate.

Perfected by Consent February 29, 2008.

D. ADAM CRUMBLISS, Chief Clerk

4219L.01P

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## AN ACT

To repeal section 50.172, RSMo, and to enact in lieu thereof one new section relating to preservation of county documents.

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*Be it enacted by the General Assembly of the state of Missouri, as follows:*

Section A. Section 50.172, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 50.172, to read as follows:

50.172. 1. The original of all accounts, vouchers and documents approved or to be approved by the county commission shall be preserved in the office of the county clerk or at some other place approved by the secretary of state pursuant to the provisions of section 28.120, RSMo; and copies thereof shall be given to any person, county, city, town, township and school or special road district interested therein upon payment of the usual fee for copying same. **For purposes of this section, "original" shall include any electronic image of an original cancelled check that is the legal equivalent of an original check under the federal Check 21 Act, 12 U.S.C. 5001, et seq., as amended.**

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

9           2. Annually or in accordance with destruction rules adopted by the secretary of state, the  
10 county clerk may destroy by burning or by any other method satisfactory to the county  
11 commission all paid accounts, vouchers, duplicate receipts, checks and other documents which  
12 may have been on file in the office of the county clerk for a period of five years or longer, except  
13 such documents as may at the time be the subject of litigation or dispute. The plan for the  
14 retention and destruction of financial records shall follow the generally recognized governmental  
15 reporting practices.

16           3. Lost or destroyed county checks shall be replaced in accordance with rules of  
17 procedure therefor as established by the state auditor in the uniform accounting system  
18 established for counties pursuant to the provisions of section 29.180, RSMo.

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